

2009 DRAFTING REQUEST

Senate Amendment (SA-SB331)

Received: **11/04/2009**

Received By: **pkahler**

Wanted: **Today**

Identical to LRB:

For: **Alberta Darling (608) 266-5830**

By/Representing: **Jennifer Toftness**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Darling@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Prohibiting subsidies for a child of a provider

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|-----------------------|--------------------|------------------------|----------------|-----------------------|-----------------------|-----------------|
| /? | pkahler 11/04/2009 | jdye 11/04/2009 | | _____ | | | |
| /1 | | | rschluet 11/04/2009 | _____ | mbarman 11/04/2009 | mbarman 11/04/2009 | |

FE Sent For:

<END>

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|--------------|----------------|-----------------|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|------------------|-----------------|-----------------|
| /? | pkahler | 1 11/4 jld |  |  <END> | | | |

FE Sent For:

Kahler, Pam

From: Toftness, Jennifer
Sent: Tuesday, November 03, 2009 4:59 PM
To: Kahler, Pam
Cc: Volz, David; Schulze, Connie
Subject: RE: Please Draft Vos amendments as Senate Amendments

Please also include 0927 in that list

Jenny Toftness
Office of State Representative Robin Vos
63rd Assembly District
(888) 534 0063

From: Kahler, Pam
Sent: Tuesday, November 03, 2009 4:58 PM
To: Toftness, Jennifer
Subject: RE: Please Draft Vos amendments as Senate Amendments

okay

From: Toftness, Jennifer
Sent: Tuesday, November 03, 2009 4:57 PM
To: Kahler, Pam
Cc: Volz, David; Schulze, Connie
Subject: Please Draft Vos amendments as Senate Amendments

Pam,

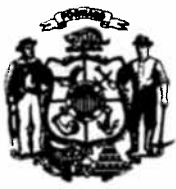
Please turn LRB 0867, 0861, 0862, 0863, 0860, 0930, 0924, 0975, and 0921 as Senate amendments to SB 331 for Thursday's floor session. I'm Ccing staff members from Sen Darling's office and giving them permission to talk to you about these amendments.

Thanks,

Jenny

Jenny Toftness
Office of State Representative Robin Vos
63rd Assembly District
(888) 534 0063

11/03/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

a1076/1
LRB:0863/2
PJK:jld:pr
↑
keep

SENATE
↑
~~ASSEMBLY~~ AMENDMENT,
↓
TO 2009 ~~ASSEMBLY~~ BILL 462 → 331
↓
SENATE

D-vote
today

- 1 At the locations indicated, amend the bill as follows: →
- 2 1. Page 2, line 2: after "provided" insert "prohibiting child care subsidy
3 payments under Wisconsin Works for child care provided by another provider to a
4 child of a child care provider, granting rule-making authority". ✓
5 2. Page 21, line 12: after that line insert:
6 "SECTION 36j. 49.155 (3m) (d) of the statutes is renumbered 49.155 (3m) (d) 1.
7 and amended to read:
8 49.155 (3m) (d) 1. No funds distributed under par. (a) may be used for child care
9 services that are provided for a child by a child care provider who is the parent of the
10 child or who resides with the child, unless the county determines that the care is
11 necessary because of a special health condition of the child.
12 SECTION 36k. 49.155 (3m) (d) 2., 3. and 4. of the statutes are created to read:

1 49.155 (3m) (d) 2. If a child's parent is a child care provider, no funds
2 distributed under par. (a) may be used for child care services that are provided for
3 the child by another child care provider who is not the child's parent.

4 3. Subdivision 1. or 2. does not apply if the child's parent has applied for, and
5 been granted, a waiver of the prohibition under subd. 1. or 2. by the county
6 department or agency or by the department.

7 4. The department shall by rule specify the circumstances, or standards for
8 determining the circumstances, under which the department will grant a waiver
9 under subd. 3." ✓

10 **3.** Page 23, line 23: ✓ after that line insert:

11 **"SECTION 39r. Nonstatutory provisions.**

12 (1) RULES FOR WAIVER UNDER WISCONSIN SHARES. The department of children and
13 families shall submit in proposed form the rules required under section 49.155 (3m)
14 (d) 4. of the statutes, as created by this act, to the legislative council staff under
15 section 227.15 (1) of the statutes no later than the first day of the 4th month
16 beginning after the effective date of this subsection." ✓

17 **4.** Page 24, line 1: delete "This act" and substitute "Except for the renumbering
18 and amendment of section 49.155 (3m) (d) of the statutes, the creation of section
19 49.155 (3m) (d) 2., 3., and 4. of the statutes, and SECTION 39r of this act, this act". ✓

20 **5.** Page 24, line 7: after that line insert:

21 "(1m) NO CHILD CARE SUBSIDY FOR PARENT WHO IS CHILD CARE PROVIDER. The
22 renumbering and amendment of section 49.155 (3m) (d) of the statutes and the
23 creation of section 49.155 (3m) (d) 2., 3., and 4. of the statutes first apply to child care

1 services provided for a child who first receives child care services under the program
2 under section 49.155 of the statutes on the effective date of this subsection.”.

3 **6.** Page 24, line 13: [✓]after that line insert:

4 “(1m) NO CHILD CARE SUBSIDY FOR PARENT WHO IS CHILD CARE PROVIDER. The
5 renumbering and amendment of section 49.155 (3m) (d) of the statutes, the creation
6 of section 49.155 (3m) (d) 2., 3., and 4. of the statutes and SECTIONS 39r and [✓]40 (1m)
7 of this act take effect on the day after publication.”.

8 (END)

D. note

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

D-note

This amendment may be considered
nongermane to Senate Bill 331
under Senate Rule 50 (6) (b) 1., 2., or 3.

PJK

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1076/1dn
PJK:jld:rs

November 4, 2009

This amendment may be considered nongermane to Senate Bill 331 under Senate Rule 50 (6) (b) 1., 2., or 3.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov